Sp 3619

MAR 0 5 2001 W # 3

#### CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS PAPER, IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER OF PATENTS & TRADEMARKS, WASHINGTON, DC 20231, on

3.1.01 July Jausa
Date Nat Jausa

DOC NO. 5182

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: COBB

Serial No: 09/552,015 Group Art Unit: 3619

Filed: April 19, 2000 Examiner: Hurley, K.

For: MOTORIZED BICYCLE

RECEIVED

MAR O TOO

#### PETITION FOR WITHDRAWL

TO 3600 MAIL ROOM

Hon. Commissioner of Patents and Trademarks Washington, DC 20231

Sir:

I, Richard W. Goldstein, attorney of record in the above case, hereby petition to withdraw from this case, and have my power of attorney cancelled therein.

I cannot adequately represent the Applicant, Mr. Cobb, since our interests have become adverse as a result of the actions of Mr. Cobb. He has filed complaints against me with the Office of Enrollment and Discipline, and has instituted a civil action against me.

I received an Office Letter in Mr. Cobb's case on January 24, 2001, which was mailed on January 19, 2001. Because

our relationship broke down nearly a year ago, I was surprised to receive the Office Letter. I had assumed that he had already engaged alternate counsel. Accordingly, on the same day that I received the Patent Office letter, I wrote a letter to Mr. Cobb, both notifying him of the Office Letter, and giving him the opportunity to revoke my power of attorney. A copy of this letter is attached hereto. He has not responded in any way. He has not given me any instructions regarding his case. I am sending him another letter contemporaneous with this petition, to make certain that he is aware of the April 19 deadline, knows that it is possible to extend the deadline somewhat if need be, and to urge him to seek other counsel.

This is my first request to withdraw from a case after eight years as a registered practitioner, and after handling approximately one thousand cases. However, because of Mr. Cobb's actions, I cannot zealously advocate on behalf of Mr. Cobb, and it would be unreasonably difficult for me to proceed with my representation of him. Accordingly, I must request permission to withdraw in this case.

Respectfully submitted,

Richard W. Goldstein

Reg. No. 36,527

Attorney For Applicant(s)

2071 Clove Road

Staten Island, New York 10304

(718) 727-9780

# RICHARD W. GOLDSTEIN PATENTS • TRADEMARKS • COPYRIGHTS

March 1, 2001

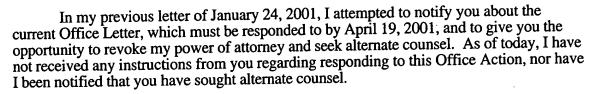
## VIA CERTIFIED MAIL AND FIRST CLASS MAIL RECEIVED

Michael Cobb 913 E. 188th Street Los Angeles, CA 90059

MAR 0 7 2001

TO 3600 MAIL ROOM

Dear Mr. Cobb,



Because it is obvious that our interests are adverse, I must withdraw from representing you before the United States Patent Office. Enclosed is a copy of a petition to withdraw, which I am filing today with the Patent Office.

I would like to remind you once again, that to avoid abandonment of your patent case, this Office Action must be responded to by April 19, 2001. However, you can extend that deadline by one month, by petitioning the Commissioner of Patents, and paying a \$55.00 fee. However, you should immediately seek alternate patent counsel to fully advise you regarding any additional available extensions and your available options for responding to the Patent Office Letter.

Sincerely,

Richard W. Goldstein Registered Patent Attorney